

UNITED STATES DISTRICT COURT

District of \_\_\_\_\_

**SUMMONS IN A CIVIL ACTION**

V.

CASE NUMBER:

TO: (Name and address of Defendant)

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is served on you with this summons, within \_\_\_\_\_ days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

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CLERK

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DATE

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(By) DEPUTY CLERK

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE
NAME OF SERVER ( <i>PRINT</i> )	TITLE

*Check one box below to indicate appropriate method of service*

Served personally upon the defendant. Place where served:

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left:

Returned unexecuted:

Other (specify):

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_ Date \_\_\_\_\_ *Signature of Server*

\_\_\_\_\_  
*Address of Server*

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

## RETURN OF SERVICE

COUNTY OF SOUTHERN

COURT US DISTRICT WRT SUMMONS CASE NO. 08CV00567

SAUL ROTHENBERG et al.

MATTHEW DAUS, et al

vs.

Defendant

Plaintiff

Received this writ on the 2 day of FEB., 2008 at 3:15 P.M., and served the same at 7:10 P.M.  
on the 7 day of FEB., 2008 in MARTIN County, Florida, as follows:

XXX INDIVIDUAL SERVICE: by delivering to the within named person a true copy of the process, with the date and hour of service endorsed by me. At the same time, I delivered to the within named person, a copy of the complaint, petition, or other initial pleading or paper. Name DIANE MCGRATH-MCKECHNIE

SUBSTITUTE SERVICE: by leaving a true copy of this process, with the date and hour of service endorsed by me, and a copy of the complaint, petition, or other initial pleading or paper, at the within named person's usual place of abode, with any person residing therein who is 18 years of age or older to:  
Name \_\_\_\_\_ Relationship \_\_\_\_\_ and informing the person of the contents.

CORPORATE SERVICE: by delivering a true copy of this process with the date and hour of service endorsed thereon by me, and a copy of the complaint, petition, or other initial pleading or paper to:  
Name \_\_\_\_\_ Title \_\_\_\_\_ of (Corporate Name)  
as president, vice-president, or other head of the corporation, pursuant to F.S. 48.081(1);

to the cashier, treasurer, secretary, or general manager, due to the absence of the above officers;  
to any director, due to the absence of the above;  
to any officer or business agent residing in the state, due to the absence of the above;  
to \_\_\_\_\_, the agent transacting business for it in this state pursuant to F.S. 48.081(2), in the absence of the foregoing officers. Or,  
to \_\_\_\_\_, the registered agent of the corporation pursuant to F.S. 48.081(3).  
to \_\_\_\_\_, an employee of the within named corporation at the corporation's place of business because service could not be made on the registered agent for failure to comply with F.S. 48.091.

POSTED RESIDENTIAL: by attaching a copy of this process, together with a copy of any attachments, to a conspicuous place on the property described within. Neither the tenant nor a resident 18 years of age or older could be found at the tenant(s) usual place of residence, after 2 attempts at least six hours apart.

First Attempt \_\_\_\_\_ m.  
Second Attempt \_\_\_\_\_ m.

OTHER: by delivering a true copy of this process, with any attachments provided, to \_\_\_\_\_, as

NON-SERVICE: and hereby return the same unserved on this \_\_\_\_\_ day of 20, for the reason that after diligent search and inquiry, the within named could not be found in \_\_\_\_\_, County, Florida.

REMARKS: SERVE: DIANE MCGRATH-MCKECHNIE SEE AFFIDAVIT ADDENDUM  
8129 SE DOUBLE TREE DR.,  
HOBE SOUND, FL

COMPLAINT FORSHIERS DECLARATORY RELIEF & DAMAGES

I CERTIFY that I am a certified process server in the Nineteenth Judicial Circuit, in the State of Florida; and that I have endorsed on the original process and all copies served, the date and hour of service.

SWORN and SUBSCRIBED

BEFORE ME THIS

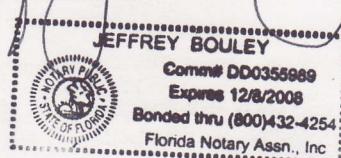
FEBRUARY 8, 2008

CERTIFIED PROCESS SERVER

C.P.S No.: 92-1

MARTIN, COUNTY, FLORIDA

The above form has been reviewed and approved by the Chief Judge of the Nineteenth Judicial Circuit, pursuant to section 48.29(6)(b)



## *Investigative Consultants of the Treasure Coast, Inc.*

**Private Investigators**

FRB. 7, 2008

Arthur C. Gockeler

John A. Gockeler

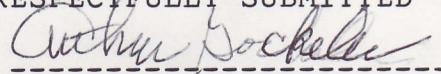
SUBJECT: DIANE MCKECHNIE.

AT 7:10PM THIS DATE, THE UNDERSIGNED RANG THE DOORBELL AT 8129 SE DOUBLETREE DR., HOBE SOUND, FL.

A LADY OPENED THE DOOR AND ASKED WHAT I WANTED I SAID I WAS LOOKING FOR DIANE MCGRATH-MCKECHNIE, AND SHE SAID YES, WHAT FOR? I SAID I HAD A SUMMONS FOR HER AND BEFORE I COULD SAY ANYTHING ELSE, SHE SLAMMED THE DOOR IN MY FACE. I LEFT THE SUMMONS AT HER FRONT DOOR.

DESCRIPTION: WHITE, FEMALE ABOUT 60, 5'6'', 160 POUNDS.  
VEHICLE IN DRIVEWAY, CO6 1KW. FL.

RESPECTFULLY SUBMITTED



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PROCESS SERVER 92-1